



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • www.montgomerycountymd.gov/council

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*This meeting will be televised live on Channel 6;
repeated on 9/28/07 at 8 pm and 9/29/07 at 9 am*

REVISED

Tuesday, September 25, 2007

9:30 **MFP Committee** (7th floor Council Hearing Room)

2:00 **INVOCATION** - Reverend Corey Sharpe, Faith United Methodist Church, Rockville

2:05 **PRESENTATION** - Proclamation in recognition of Thyroid Cancer Awareness Month by Councilmember Berliner

2:10 **PRESENTATION** - Proclamation in recognition of September as Leukemia and Lymphoma Awareness Month by Councilmember Leventhal

- (1) *2:15 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY08 Operating Budget, Montgomery County Fire and Rescue Service - \$1,992,430 for a maintenance, staging and storage facility for MCFRS apparatus (Source: Consolidated Fire Tax District Fund) (Davidson)

PS Committee worksession tentatively scheduled for 9/27/07.

**Note: Start time for hearing is postponed from 1:30 pm to 2:15 pm.*

- (2) *2:15 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY08 Operating Budget, Arts and Humanities Council Non-Departmental Account - \$90,000 for Sandy Spring Odd Fellows Hall (Source: General Fund Reserves) (Davidson)

HHS Committee worksession tentatively scheduled for 10/8/07.

**Note: Start time for hearing is postponed from 1:30 pm to 2:15 pm.*

2:30 **GENERAL BUSINESS**

- (3) A. **Announcement** - Agenda and Calendar Changes (Lauer)
B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: September 11, 2007

(4) 2:35 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to amend Resolution #12-154 to revise the Council procedures for selection of the Independent Auditor (Howard)
Action is tentatively scheduled for 10/2/07.

- B. **Introduction** - Resolution to approve categorical transfer of \$910,171 for MCPS' FY07 Provision for Future Supported Projects (McGuire)
ED Committee worksession tentatively scheduled for 10/1/07.



(4) 2:35 **CONSENT CALENDAR** *(continued)*

- C. **Introduction** - Supplemental appropriation to the County Government's FY08 Operating Budget, Montgomery County Fire and Rescue Service - \$1,420,850 for Local Fire and Rescue Departments, FY07 Senator Amoss Fire, Rescue and Ambulance Fund (State 508) Grant (Source: State grant and accrued interest) (Davidson)
Public Hearing is scheduled for 10/9/07 at 1:30 pm.
- D. **Introduction** - Supplemental appropriation to the County Government's FY08 Operating Budget, Conference and Visitor's Bureau NDA - \$32,440 for revenue collected for the room rental transient tax (Source: General Fund) (Ferber)
Public Hearing/Action is scheduled for 10/9/07 at 1:30 pm.
- E. **Introduction** - Special appropriations to the Montgomery County Public Schools' FY08 Capital Budget and amendments to the FY07-12 Capital Improvements Program: (Levchenko)
• \$300,000 for School Gymnasiums - Meadow Hall E. S. (Source: Contribution)
• \$620,000 for Planned Lifecycle Asset Replacement (Source: State Aid)
Public Hearing is scheduled for 10/16/07 at 1:30 pm.
- F. **Introduction** - Supplemental appropriation to the Montgomery College's FY08 Capital Budget - \$1,800,000 for the Cafritz Foundation Art Center (Source: Major Facilities Capital Projects Fund) (Sherer)
Public Hearing is scheduled for 10/9/07 at 1:30 pm.
- G. **Introduction** - Resolution to petition the State for matching funds for Montgomery College: \$1,320,520 for furniture and equipment at Cultural Arts Center at the Takoma Park Campus (Sherer)
Action is tentatively scheduled for 10/2/07.
- H. **Action** - Appointment of special counsel to represent Montgomery County in connection with collective bargaining negotiations: Venable LLP (Faden)
- I. **Action** - Resolutions to amend Resolution 16-164 for the FY08 Designation of Entities for Non-Competitive Award Status: (Obrig)
• Washington Youth Foundation, Inc.
• The Chi Farm Acupuncture Clinic
- J. **Action** - Special appropriation to the County Government's FY08 Operating Budget, Department of Finance, Economic Development Fund - Emergency Assistance Program - \$1,500,000 to address the adverse economic impact of the 2007 drought on the agricultural community (Source: General Fund) (Ferber)
PHED Committee recommends approval.
- K. **Action** - Resolution to approve a grant from the State of Maryland under the Maryland Economic Development Assistance Authority and Fund (MEDAAF): \$250,000 to replenish the County's Small Business Revolving Loan Fund (Ferber)

(4) 2:35 **CONSENT CALENDAR** *(continued)*

- L. **Action** - Extension of time until December 31, 2007 for Council action on Executive Regulation 21-06, Certification Standards for Training, Experience, and Credentialing Requirements (Davidson)
PS Committee worksession tentatively scheduled for 10/11/07.
- M. **Action** - Extension of time until December 31, 2007 for Council action on Executive Regulation 20-07, Overtime Offset Fees for DPS (Levchenko)
PHED Committee recommendation will be available 9/24/07.
- N. **Action** - Executive Regulation 22-07, Personnel Regulations - Sunset Date Extension (John)
MFP Committee recommends approval.
- O. **Action** - Resolution to approve Purchase and Sale Agreement between Montgomery County and Hampden Lane LLC (Zyontz)
MFP Committee recommends approval.
- P. **Action** - Confirmation of County Executive appointments to the Alcoholic Beverages Advisory Board: Mark Anthony Reges, Cecile Roesch-Giannangeli (Ferber)
- Q. **Action** - Confirmation of County Executive appointments to the Commission on People with Disabilities: Roberta S. Carlin, Nelson Jackson, Janeth Kamala, Aaron M. Kaufman, William Timothy Markwood, Marcie Povitsky, John G. Miers, Kamran Rasul, Sandra R. Sermons, Sharon K. Freiman, Rose Sachs (Ferber)
- R. **Action** - Confirmation of County Executive appointment to the Commission on Juvenile Justice: Jeffrey M. Penn (Ferber)
- S. **Action** - Confirmation of County Executive appointments to the County-wide Recreation Advisory Board: Donna Bartko, David Magill, Joe Fritsch (Ferber)
- T. **Action** - Confirmation of County Executive appointment to the District of Columbia Water and Sewer Authority: David W. Lake (Ferber)
- U. **Action** - Confirmation of County Executive appointment to the Domestic Violence Coordinating Council: Resa Levy (Ferber)
- V. **Action** - Confirmation of County Executive appointment to the East County Recreation Advisory Board: M. Teresita Bork (Ferber)
- W. **Action** - Confirmation of County Executive appointment to the Human Rights Commission: Candace J. Groudine (Ferber)
- X. **Action** - Confirmation of County Executive appointment to the Local Management Board for Children, Youth and Families: Ikhide Roland Ikhehoa (Ferber)

(4) 2:35 **CONSENT CALENDAR** *(continued)*

- Y. **Action** - Confirmation of County Executive appointments to the Long Branch Advisory Committee: Christian Walther, Alexia A. Martinez (Ferber)
- Z. **Action** - Confirmation of County Executive appointments to the Revenue Authority: Jonathan Powell, Herbert L. Tyson (Ferber)
- AA. **Action** - Confirmation of County Executive appointments to the Silver Spring Recreation Advisory Board: Carl Blake, Aaron Brickman, Vernie M. McLendon (Ferber)
- BB. **Action** - Confirmation of County Executive appointments to the Upcounty Recreation Advisory Board: Robert D. Caverly, Louis J. Sousa, Dipali Shah (Ferber)
- CC. **Action** - Confirmation of County Executive appointment to the Water Quality Advisory Group: Edward Brandt (Ferber)
- DD. **Action** - Confirmation of County Executive appointment to the Western Area Recreation Advisory Board: Fritz Hirst (Ferber)
- EE. **Action** - Confirmation of County Executive appointments to the Wheaton Urban District Advisory Committee: Dan T. Somma, L. Blaine Charak (Ferber)

- (5) 2:45 **ACTION** - Resolution to approve FY09 Operating Budget Priorities and Performance Measures (Farber)
MFP Committee recommendation will be available on 9/24/07.

2:55 **DISTRICT COUNCIL SESSION**

- (6) A. **Introduction** - Zoning Text Amendment 07-14, Ripley/South Silver Spring Overlay Zone - Development Standards, sponsored by Councilmember Ervin (Zyontz)
Action - Resolution to establish public hearing for 10/30/07 at 1:30 pm.
- (7) 3:00 **PROPOSED CLOSED SESSION** to consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State, pursuant to Maryland Code, State Government Article, §10-508 (a)(4). Topic is Silver Spring development. *(3rd Floor Council Conference Room)* (Ferber/Faden)
- (8) 4:00 **DISCUSSION** with State and Planning Board officials to review the State's plan to mitigate environmental impacts of the Intercounty Connector (ICC) *(3rd floor Council Hearing Room)* (Orlin)

5:30 **ADJOURN**

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on October 2, 2007:

Fire and Rescue Commission: Joel E. Buzy, Raymond R. Sanchez, Man K. Cho, Anita Powell

Library Board: Althea Grey-McKenzie, W. David Chiles, Arthur R. Brodsky, Kay K. Kim, Lois H. Neuman

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on October 2, 2007 (continued):

Mid-County Citizens Advisory Board: Matthew J. Zaborsky, Jr.

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the **COMMITTEE AGENDA** for a listing of the Committee meetings currently scheduled.

Sep 26, 2007	7:30 pm	Town Hall Meeting - Derwood
Oct 2, 2007	8:30 am	Breakfast Meeting with County Executive
Oct 2, 2007	9:30 am	State Legislation
Oct 2, 2007	10:45 am	Regular Session
Oct 9, 2007	8:30 am	State Legislation
Oct 9, 2007	9:30 am	Regular Session
Oct 16, 2007	9:30 am	Regular Session
Oct 23, 2007	9:30 am	Regular Session
Oct 30, 2007	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

Oct 2, 2007

1:30 pm Resolutions to amend the MCPS' FY07-12 CIP and transfer \$9,175,000 project balance from Unliquidated Surplus:

- \$3,100,000 to Current Replacements/Modernizations - Richard Montgomery High School Replacement
- \$275,000 to Northwood High School
- \$1,080,000 to Planned Lifecycle Asset Replacement
- \$4,720,000 to School Gymnasiums

1:30 pm **Bill 22-07**, Potomac Horse Center - Lease Extension

1:30 pm **Bill 23-07**, Non-Discrimination - Gender Identity

1:30 pm **Bill 24-07**, Real Property - Property Tax - Disclosure

1:30 pm **Bill 25-07**, Criminal Justice Coordinating Commission - Amendments

Oct 9, 2007

1:30 pm Supplemental appropriation to the County Government's FY08 Capital Budget and amendment to the FY07-12 CIP, DPWT - \$1,474,000 for US 29 Sidewalks

1:30 pm Supplemental appropriations to the County Government's FY08 Operating Budget

- MCFRS - \$1,420,850 for Local Fire and Rescue Departments, FY07 Senator Amoss Fire, Rescue and Ambulance Fund (State 508) Grant
- Conference and Visitor's Bureau NDA - \$32,440 for revenue collected for the room rental transient tax

1:30 pm Supplemental appropriation to the Montgomery College FY08 Capital Budget - \$1,800,000 for Cafritz Foundation Art Center

1:30 pm Resolution to establish FY09 Spending Control Limits for the WSSC

Oct 16, 2007

1:30 pm ZTA 07-13, Planned Development Zones - Requirements

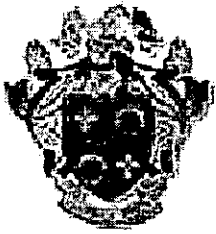
1:30 pm Special appropriations to the MCPS' FY08 Capital Budget and amendments to the FY07-12 CIP:

- \$300,000 for School Gymnasiums - Meadow Hall E. S.
- \$620,000 for Planned Lifecycle Asset Replacement



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Montgomery County Council
Legislative Information Services

Packet Index

Tuesday, September 25, 2007

Item Number	Note	Staff
Agenda Item #3	There were no Petitions received in LIS this week.	Lauer
Agenda Item #7	There is no material for this item.	Ferber/Faden